G. R. S. IX-5]

Previous references

Courts-282-16 (1-3)

1919.

(Courts)

File No. 107-19

Serial Nos. 1-6

Later references.

P

GENERAL AND REVENUE SECRETARIAT.

P22/E

Serial Nos. Seven

Part B for July 1920.

SUBJECT.

Delay in the payment of batta to witnesses who appear before the Magistrate

8(6) To The District Magistrate, Hassan & the Comptroller to Government

No. G. 575-6 dt 8-7-20.

Dismisses the official, Ganeda char, who is directly responsible for the non-payment of the batta due to one Subraya, Sub Inspector of the Coorg police & orders his prosecution for mis-appropriation.

WD 788—GPB—5,000—7-11-19

Bhubaloo 16/8.

G. R. S. III—1] 1919.

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 107 19

FILE HEADING.

Delay in the payment of batta &c to witnesses who appear before a magistrate.

From

E. A. Resident in Mysore

No. 3869 Dated the 6th Nov 19 Received on 8-11-19

Diary No. 471	Enclos. 2 Spare Copies. nil	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Brings to the notice of Government, the delay in the payment of travelling allowance to an Official witness, late Sub Inspector [illegible] from Coorg who appeared before the Second Class magistrate's sanction and requests that orders may be passed [illegible].

NOTES AND ORDERS.

Dy Sr.

Asst H.

When a similar point was raised in the year 1916 on the representation of the Secretary to the Chief Commissioner of Coorg in his letter no. 708 of 22nd Feb 1917, Government ordered (in G.O. no. J.4274-84 of 25-5-17) that the magistrates themselves might pay meet such claims from their permanent advances

NOTES—First Sheet.

7401

C. 12

G. R. S. III-2]

General and Revenue Secretariat. | Ch File No. 107 of 1919.

Serial No.

or by drawing money from the ~~Taluk~~ Treasury (as in cases of Contingent Charges) to avoid delay. This arangement was also intimated to the Secretary to the Chief Commissioner of Coorg, in letter no Pol. 1176 of the 25/26 in March 1917 (referred to by the Hon'ble the Resident in the Paper under disposal).

Flag S

2) According to the above arangement the Magistrate of Hole-Narsipur ought to have Settled the claims of Subbaraya in question as soon as the bill was received perhaps

3) So, it will be better to write to the Dt Magistrate of ~~Hole-Narsipur~~ Hassan enquiring why the claim was not Settled, instead of writing to the Registrar, as ordered Chief Court, as ordered on the Paper under disposal.

4) Submitted with a draft for approval or other orders.

Kl 10/11/19 for (9/11

5) Issue. P.M. 13/11

2 To

The District Magistrate, Hassan.

No. G. 10982 dt 15 November 1919.

Directs the Dist. magistrate to Settle the claim of Subbaraya in a criminal Court magistrate of Hole-Narsipur.

3 From,

The District Magistrate, Hassan District

R.O.C. 450-18/J. dt 18th Dec 19 recd on 23 12 19

Submits a report on the delay in Settling the

PROTECTION BR. INIS 22 NOV 1919

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat.

File No. 107 of 1919.

Serial No.

claimed by the late Sub-Inspector, N. R. Subbaraya of Coorg Service, for attending a criminal case before the Amildar Magistrate, Hole-Narsipur.

6) Submitted for perusal & orders. No further action seems to be necessary.

27/12/19

29/12

7) The claim as reported to have been adjusted & no reply seems to be necessary to this Revenue Dept. the papers will be filed.

D. M. 5/1

Chief Sec

8) The D.C's letter is very vague in regard to the cause of the inordinate delay.

9) Further information may be called for in the point as to who was responsible for it & what notice has been taken of it.

27/1/20

10) Draft

D. M. 27/1

27/1

11) Submitted with a draft as per orders.

27-1-20.

29/1

12) Issued.

D. M. 8/2

NOTE—Contn: sheet.

G. R. S. III-2]

General and Revenue Secretariat.

Ch File No. 107 of 1919.

963

Serial No.

4 To The District Magistrate, Hassan.

No. G. 18614 dt 13th February 1920.

Calls for a report for the inordinate delay in the payment of ~~bills~~ T. A & enquires what action has been taken on the person responsible for the delay.

From

The District Magistrate Hassan -

no. R.O.C. 4509 C/J. dt 27/29th Mar 1920 recd on 1/4/20.

Submits the correspondence regarding the payment of Travelling allowance to one N. R. Subbaraya together with a report of the Holenarsipur Taluk Magistrate explaining the inordinate delay & states that the Judicial Munshi who was directly responsible in this was fined Rs 5

(3) Submitted with reference to para (2) above

3-4-1920

5/4

(4) Submitted for perusal

D. M.

8/4

Orders

(5) The action taken by the Dt Authorities is most inadequate & betrays an utter want of perception. Here is a case in which the Official Gumastha drew from the Govt a sum of Rs 22-6-0 on 11-11-1918

1 5 FEB 1920

NOTE—Contn. sheet.

G. R. S. III-2j

General and Revenue Secretariat. | Ch File No. 10[illegible] of 191[illegible].

Serial No.

to be remitted by money order to a Police officer in Coorg. The money was not so remitted after a number of reminders from the Police officer concerned & letters from Court — who were moved by the Resr — the Dt authority moved in the matter & found that the money was not remitted. The official Gumastha was unable to produce the receipt & when pressed for it he went away on casual leave & sent the money ~~to~~ R. 22odd. to the taluk office & it was remitted to the police officer in Decr 1919. Thus for over a year Gumastha had evidently misappropriated the amount.

(b) His explanation that he sent the money by money order & since he could not get his hands on the receipt he paid up the amount over again from his own pocket cannot be believed for a moment.

If the amount had been remitted in Nov 1918 from after it has been drawn from the Treasury there is no reason why it should not have been

NOTE—Contn. sheet.

G. R. S. III-2)

General and Revenue Secretariat. | Ch File No. 107 of 1919.

Serial No.

reached the Coorg authorities, it is not likely that they would have kept reminding us the matter.

(b) It seems to me that a clear case of misappropriation & the Dt authorities are satisfied with hiring Jamadhar 5 Rs. ^

(c) It seems to me that serious departmental notice should be taken in the case & Jamadhar dismissed from the service.

3rd member
Dewan

C.S.
16/4/20

^ The D.C's letter shows as plain as plain can be how little he has realised the gravity of the case.

5811
17.6.20

DEWAN'S OFFICE.
Recd. on APR 21 1920
Reg. No. 7248

D. M.
17/4

(d) I agree with the view taken in the Memo & also that the proceedings against the Jamadhar should be dismissed from the service.

NOTE—Contn. sheet.

Dewan
19/4.

25.4.20

D. M.
21/4

(7

G. R. S. III-2]

General and Revenue Secretariat.	(b) File No. 87 of 1919.

Serial No.

22) Please put up draft order
D. M.
26/6

23) Submitted with a draft order as ordered.
27/6/20

24) Please put up clean (typed) draft as revised.
D. M.
1/6

25) A clean draft is put up as ordered
Subs
26/6/1920

26) Draft order submitted for approval
D. M.
26/6

III Member

8175
25.6.20

27) Draft approved.
A delay of nearly two months in the submission of this draft for approval is not satisfactory.
28/6

28) Please verify the date of despatch of the money order to Coorg. There is a money order receipt which bears the date 15th March
3.

I Instt.

29) To be verified & brought in person.
D. M.
30/6

NOTE—Contn. sheet.

(2009) (8

G. R. S. III-2]

General and Revenue Secretariat.

Ch File No. 107 of 1919.

Serial No.	
	Sub'd
30)	The receipt of 18th March 1918 is an acknowledgt. receipt for having remitted a sum of Rs: 23-10-8 to the same Sub-Inspector of Coorg for having attended the Courts in 1917 in some other cases. The amount in the present case was drawn by the officials from the Treasury on a subsequent date i.e. on 11th Nov. 1918. The delay in the Subm. of the draft is regretted. It was due to heavy pressure of work in the Branch. D. M. 2/7
38 2-7-20	III Member Disp. appd Illegible 3/7 Issues D. M. 5/7)
6	To The District Magistrate, Hassan & the Comptroller to Government. No. G. 575-6 Dt 8th July 1920. Dismisses the official, Garudachar directly responsible for the non-payment of the bill due to one Subbaraya, Sub Inspector of

NOTE—Contn. sheet.

(9

G. R. S. III-2)

General and Revenue Secretariat.

Ch. File No. 107 of 1919.

18009

Serial No.

Coorg Police + orders his prosecution for misappropriation.

CHIEF SECRETARIAT
PROTECTION
24 JUL 1920

NOTE—Contn. sheet.

(10

C. O. 2.—E. P. B.—10-1919—500.

No. 3889 Sec 2.

DIARY No. 7401.

1919-19 20
SECRETARIAT
FILE No. 107 19.
1.

1919
Urgent slip

Dis
24/11/19

FROM

MAJOR C. T. C. PLOWDEN, I. A.,
SECRETARY TO THE CHIEF COMMISSIONER OF COORG.

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore.

Dated Bangalore, 6th November 1919.

SIR,

I am directed to invite a reference to Mr. Narasinga Rao's letter No.1176 Pol., dated the 25th May 1917, and to forward extracts from a letter No. Ref.C.No.2107, dated the 21st October 1919, (with its enclosure) from the Commissioner of Coorg, bringing to notice the delay in the payment of travelling allowance to an official witness from Coorg who appeared before the 2nd class Magistrade of Hole Narasipur. I am to request that, if there is no objection, orders may kindly be issued for the early adjustment of the claim.

8 Flags.

Draft to Chief Ct
Ref. D.M.
24

I have the honour to be,
Sir,
Your most obedient servant,

Secretary to the Chief Commissioner.

DAP

CHIEF SECRETARIAT
Received
8 NOV 1919

I

Extract from letter Ref. C. No.2107, dated the 21st -- October 1919, from C.A. Souter, Esq., I.C.S., Commissioner of Coorg, Mercara, to the Secretary to the Chief Commissioner of Coorg.

At the instance of the Assistant Superintendent of Police, Coorg, I have the honour to request you will be so good as to obtain the Chief Commissioner's orders to move the Mysore Durbar to make early payment of the travelling allowances amounting to Rs.29-5-4- due to the late Sub -- Inspector N.R. Subbaraya of the Coorg Police who appeared as a witness before the 2nd class Magistrate of Holenarasipur,

II

Extract from letter Dis.No.5087, dated 9th October 1919, from the Assistant Superintendent of Police, Coorg, to the Commissioner of Coorg.

With reference to your endorsement Dis. No.2379, dated the 30th ultimo, I have the honout to bring to your notice that a Travelling Allowance Bill for Rs.29-5-4 of late Sub Inspector N.R. Subbaraya, was forwarded to the 2nd class - Magistrate, Holenarisipur, for early adjustment with this - office letter No.3492, dated the 27th June 1917. As the -- amount was not remitted for disbursement for a long time many reminders were sent but without effect.

As my letter and reminders were not replied to by the above said Magistrate, a reference was also made, in this connection to the District Magistrate, Hassan, who also -- failed to reply to me, inspite of repeated reminders.

I therefore have the honour to request that you will be so good as to move the Mysore Durbar on the subject and cause

13/11

G.R. S. VI—G/32]

SUBJECT..... Direct the Dr magte Hassan to settle the claims of Subbaraya, witness in a Criminal Case before the magistrate of the Nansi... & ors.....

Diary No. of letter replied to.....7401....

GENERAL AND REVENUE SECRETARIAT,
( )
, the 191 .

Date of issue..... 15/11

Signed by..... M. Rice

Section C6.
File No. 107-19
Serial No. 2

No: G 10982 one

To

The Dr magistrate,
Hassan District.

Sir,

In forwarding herewith copy & extract from letter Ref. no 107 of 21-10-19 from the Cmr of Coorg and of its enclosure, regarding the non-payment of the witness due to the late Sub Inspector N. A. Subbaraya of the Coorg Police

I am directed to invite your attention reference to Government order No. J 4274-84/C6. 282 of 16-2 of the 25th May 1917 authorising the Magistrates to pay the bills of official witnesses attending their Courts, as soon as they are presented, from their permanent advances or by drawing money from the Treasury as in the case of Contingent Charges, and to request that enquiries may be made as

P.T.O.

You will be so good as to arrange for the early adjustment of the claim & report the fact to Govt

Manager

13/11

for Chief Secy

13/11

to the non-adjustment of the Claims

of one N. R. Subbaraya, late Sub Inspector

of Police the Coorg who appeared before is reported

to have appeared before the 2nd Class

Magistrate, Hole-narsipur, as a witness.

His salary I am also to state that a

Travelling allowance bill for Rs 29-5-4

was is reported to have been forwarded

to the Magistrate, Hole-narsipur, along

with the Coorg Commissioner's Office letter

No. 3492 of the 27th June 1917.

Further, I am to add that the

Claims may be adjusted immediately

if not yet done so.

I have &c.

List of enclosure

For Chief Secretary

KR
10/11/17.

Copied by

Examined by

WD 86—GPB—60,000—15-11-16

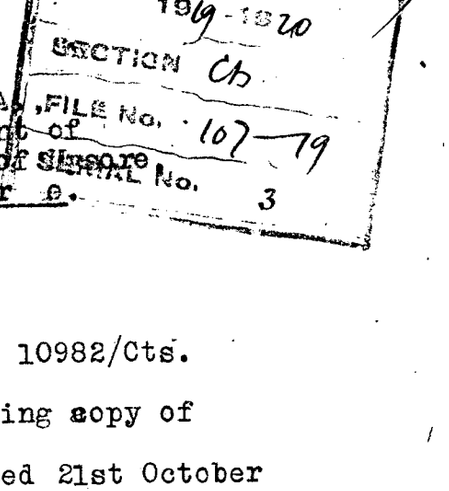
(14

1919 - 20.

OFFICE OF THE DEPUTY COMMISSIONER,
HASSAN DISTRICT.
Dated Hassan, 18th December 1919.

From

B. Venkoba Rao, Esquire, B.A.,
District Magistrate, Hassan.



To

C. S. Balasundaram Iyer, Esquire, B.A.,
Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
B a n g b a l o r e.

Sir,

With reference to your letter No. G. 10982/Cts. 107-19-2 dated 15th November 1919 forwarding copy of extract from letter No. Ref.C.No.2107 dated 21st October 1919 from the Commissioner of Coorg regarding the non-payment of the Travelling Allowance due to N.R. Subbaraya of the Coorg Police and requesting to arrange for the early adjustment of the claim, etc., I have the honor to state that the Amildar Magistrate, Hole-Narsipur reports in his No. 44 dated 27th November 1919 that a sum of Rs 23-14-8 (as per bill countersigned by the District Assistant Superintendent of Police, Coorg) due to N.R. Subbaraya on account of Travelling Allowance for his having attended the Court of the Amildar Magistrate in June 1917 was drawn on 1st March 1918 and remitted to him by Money Order. The Money Order was delivered to the party on 18th March 1918.

2. The Amildar Magistrate further reports in his No. 47 dated the 5th instant that a sum of Rs 22-6-0 was remitted on the 3rd instant to the Assistant Superintendent of Police, Coorg for payment to the above named individual on account of his Travelling Allowance for having attended the Court in February 1917.

3. I have directed the Amildar Magistrate to take suitable action

1619 191

From

B. Venkoba Rao, Esquire, B.A.,
District Magistrate, Bissan

To

C.S.Balasundaram Iyer, Esq.,
Chief Secretary to the Govt
of H.H.the Maharaja of --
Mysore, Bangalore.

Dated 18th December 1919.

Despatched

Received

General No. Roc 4.50-18
No.

Enclosure No. Nil.

SUBJECT.

Submitting a Report re the T.R. of late Sub-Inspector N.R Subba Raya of Coorg Service.

action in the matter of the inordinate delay in adjusting the claim.

I have the honor to be,

S i r,

Your most obedient servant,

District Magistrate,
H a s sa n.

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to..... 9637.

GENERAL AND REVENUE SECRETARIAT

( )

, *the* 191 .

Date of issue..... 13/2

Signed by.....

Section C/b

File No. 107-19

Serial No. 4

No. 9/18614

To

The District Magistrate,

Hassan District.

Sir,

With reference to your letter No. R.O.C. 450 of 18/I & 18 14th Dec 1919 re: the payment of Travelling allowance of the late Sub Inspector, N.R. Subba Raya of Coorg Service, I am directed ~~to~~ to request you to ~~intimate Govern-~~ ~~ment the reasons with a report as to~~ report the cause of the immediate delay in the payment, ~~and to whom~~ who is

P.T.O. over.

(18

18009

No. Office of the District Magistrate, 20
Hassan District, ab
Dated Hassan the 30th March 1920. 107-19
5

From

B.Venkoba Rao, Esquire, B.A.,
District Magistrate, Hassan District.

To

C.S.Balasundaram Iyer, Esquire, B.A.,
Cheif Secretary to the Government of
His Highness the Maharaja Mysore,
MANGALORE.

Sir,

With referenct to your letter No.18614/Cts.109-19-4 dated the 15th ultimo, enquiring in the matter of the payment of Travelling Allowance of K.M.Subbraya of Coorg Service, the cause of inordinate delay etc., I have the honor to submit herewith the correspondence with report No.55 dated the 16th January 1920, from the Holenarsipur Taluk Magistrate which explains the delay which was in the Taluk Magistrate's Court. The Judicial Gumasta who was directly responsible for the delay has been fined Rs 5/- by the Magistrate for his gross remissness.

I have the honor to be,
sir,
Your most obedient servant,

For District Magistrate,
Hassan District,
(Absent from Head Quarters).

V.K.

26450 191

From

B.Venkoba Rao, Esquire, B. A.,
District Magistrate,
Hassan District.

To

C.S.Balacundaram Iyer, Esquir , B.A.,
Chief Secretary to the Govt.,
of H.H. the Maharaja of
Mysore, Bangalore.

Dated 27/29th March 1920.

Despatched

Received

General No. Roc 456-18
No. 9

Enclosure No. one file.

SUBJECT.

Submitting the records in the matter of the payment of T.A. of M.A.Subbraya of Coorg Service.

(19

ab

G.R.S. VI–71]

SUBJECT..... Dismissal of Official (Ramdachar) directly responsible for the non-payment of the batta due to the Subbarayas (Sub-Inspr. of the Coorg police) under the instructions for the appropriation

Diary No. of letter replied to..... 1909

General and Revenue Secretariat

( )

, the 191 .

Date of issue..... 8/3

Signed by.....

May this be

i Printed ?

treated as a standing order ?

published in the Gazette, English Part ?

translated ?

v placed at the disposal of the press ?

vi published in the Gazette, Kannada Part ?

Section

File No. 107-19

Serial No. 6

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read—

Correspondence ending with letter no. R-O.C. 450-18/J. dt. 27/29th March 1910, from the Dist. Magistrate, Hassan District, submitting the Coorg papers relating to the delay in the payment of T.A. to Sub-Inspector Subbarayya of the Coorg Police who appeared as a witness before the Extra Assistant Magistrate, Hole-Narsipur Taluk, and stating that the Judicial Gumasta who was directly responsible for the delay has been fined Rs 5/- by the Magistrate for his gross remissness.

Order no. 5756 Records

This is a case in which the Judicial gumasta, Gandachar, drew from the Treasury a Sum of Rs ~~22-6-0~~ 22-6-0 on 11-11-1918 to be remitted by money order to the Police officer in Coorg above referred to. The money was not so remitted, and after a number of reminders from the Police Officer Concerned, and references from Govt. the District authorities moved in the matter, ~~and found that the money had not remitted~~. The Peon was unable to produce the receipt and when pressed, for it he is reported to have gone away on casual leave and sent the money, Rs 22 + odd, to the Taluk office which was then remitted to the Police officer in Dec 1919. It is thus clear that for over a year, Gandachar had evidently misappropriated

List of enclosures.

Copied by

Examined by

WD 1744—GPB -30,000—17-3-19

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

the amount.

(2) His explanation that he ~~was~~ sent the amount by M.O. and that as he could not lay his hands on the receipt he paid up the amount over again from his own pocket is most unsatisfactory and cannot be accepted.

(3) Under the circumstances reported above, Govt. are of opinion that the Official is manifestly guilty of ~~temporary~~ misappropriation and that his conduct deserves serious notice. The action taken by the District ~~Authorities is most in-~~ Magistrate is unsatisfactory and inadequate ~~and inadequate to meet the offence~~ ~~adequate and perhaps an abuse of power~~ ~~and has not been framed in accordance with the principles of justice~~ ~~want of foresight~~ View

(4) In the interests of efficient Taluk administration, Govt. direct that the Official, Gundacharya, be dismissed from service and prosecuted for criminal misappropriation. The District Magistrate, Hassan District is requested to take prompt action

22)

~~for prosecuting the Official~~ who made

~~action taken~~ report the result for the information of Government.

Dm. 21/5/16

Fm. Chief Secretary

To

The Dist Magistrate, Barsan Dist

(Returning the record.)

Compliance to Govt.

KR 21/5/1916

GPB—20,000—16-2-14